

**PATENT**

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

**(Case No. 97,022-D1-CO)**

In the Application of:	)	
Rubin, et al.	)	Examiner: A. Skibinsky
	)	
Serial No. 10/685,737	)	
	)	Group Art Unit: 1631
Filing Date: October 15, 2003	)	
	)	Confirmation No.: 6145
For: A System for Cell-Based Screening	)	

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

**SUMMARY OF EXAMINER INTERVIEW CONDUCTED ON SEPTEMBER 14, 2009**

Dear Sir,

Please consider the following summary of Examiner Interview conducted on September 14, 2009. No fee is believed due in connection with this filing. However, if additional fees are due the Commissioner is authorized to charge our deposit account number 13-2490.

**Summary of Examiner Interview** begin on page 2 of this paper

### **Summary of Substance of Examiner Interview**

Applicants' representative David Harper conducted a telephonic interview with Examiner A. Skibinsky on August 17, 2009, regarding Application Serial No. 10/685,737. Examiner Skibinsky informed Applicants' representative that a replacement section to the appendix of claims in the Appeal filed December 4, 2008 was required given the errors found by the BPAI. Examiner Skibinsky also informed Applicants representative that no "new" grounds of Rejection over 35 U.S.C. 101 as it pertains to "storage medium" in Claim 40, would be applied. No agreement with respect to the claims was reached.

Respectfully submitted,

Date: October 14, 2009

/Isadora F. Bielsky/

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